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FIRST NAMED APPLICANT ATTORNEY DOCKET NUMBER APPLICATION NUMBER FILING/RECEIPT DATE

09/826,062 🗸

04/04/2001

Donald Kendall Drummond

96-006 D1 >

CONFIRMATION NO. 2444 **FORMALITIES LETTER**

OC000000007370905

Terry B. Morris Minerals Technologies Inc. One Highland Avenue Bethlehem, PA 18017

Date Mailed: 01/28/2002

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within TWO MONTHS of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

• The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).

A copy of this notice <u>MUST</u> be returned with the reply.

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Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

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OFFICE OF PETITIONS

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Donald Kendall Drummond

Application No.: 09/826,062

Group No.: 1731

Filed: 04/04/01

Examiner: F. Varcoe Jr.

For: THE USE OF CALCIUM CARBONATE IN AN ACIDIC AQUEOUS MEDIA

Assistant Commissioner for Patents Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

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APR 1 0 2002

"Express Mail" label number EK793617980US Date of Deposit March 27, 2002

OFFICE OF PETITIONS

I hereby state that the following attached paper(s) or fee(s)

COPY OF NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION PETITION UNDER 37 CFR 1.53 (e) – 2 PGS. DRAWINGS – 4 PGS. RETURN RECEIPT POSTCARD

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10, on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Andrea I. Rennig